## Attorney Docket No. 21420 US C038435/0185662

## **Declaration and Power of Attorney for Patent Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

MICRO	ORGANISM AND PR	ROCESS FOR PREPARING VITAM	IN B6
the specification of which	<del>.</del>		
(check one)			
	•		
x is attached hereto			
was filed on			as as
Application Serial	No.		
рр			
and was amended	on	(if applicable)	
amended by any amendme	ent referred to above.  O disclose information which	e contents of the above identified specification that is material to the examination of this appliance.	
inventor's certificate lister		5, United States Code, § 119 of any foreign attified below any foreign application for pate which priority is claimed:	application(s) for patent or ent or inventor's certificat
Prior Foreign Application			Priority Claimed
02021621.4	Europe	27 September 2002	x
(Number)	(Country)	(Day/Month/Year Filed)	Yes No
	1 Truly 25 I Inited Sta	ates Code 8 119(e) of any United States prov	visional application(s) liste

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

2005 10 July 2005

PCT/EP2003/010286	16 Sept	ember 2003	pending	
(Application Serial No.)	<del></del>	ng Date) (p	(Status) eatented, pending, abandoned)	
(Application Serial No.)	(Fili	ing Date) (p	(Status) (patented, pending, abandoned)	
and belief are believed to be t	rue; and further that these stands	on knowledge are true and that alternents were made with the knownent, or both, under Section 100 the validity of the application or	viedge that willful false statemen I of Title 18 of the United State	
POWER OF ATTORNEY: application and transact all beaumber)	As a named inventor, I herebousiness in the Patent and To	y appoint the following attorney(rademark Office connected there	s) and/or agent(s) to prosecute the with. (list name and registration	
7	D N- 22207	Stephen J. Brown	Reg. No. 43519	
Stephen M. Haracz	Reg. No. <u>33397</u>	· ·	Reg. No. 51192	
Warren K. MacRae	Reg. No <u>. 37876</u>	Gonzalo Merino		
Kevin C. Hooper	Reg. No. 40402	Charles Avigliano	Reg. No. 52578	
CONTRACTOR CONTRACTOR	E TO:			
SEND CORRESPONDENCE				
Stephen M. Haracz, Bry	an Cave LLP, 1290 Ave	nue of the Americas, New \	ork, NY 10104-3300	
	•	•		
DIRECT TELEPHONE CAL	LS TO: (name and telephone	number)		
Stephen M. Haracz -	(212) 541-2000			
Stephen W. Haracz -	(212) 341-2000			
			•	
Full name of sole or first inventor		•		
Tatsuo HOSHINO		·		
Inventors signature	,		Date	
2.7	$L / L \rightarrow$	w	Jarch 12,200	
Jaisus Cy	rosm		ace / x/	
Residence		;DV		
Kanagawa-ken, Kanaga	awa 248-0027, Japan	JPA		
Citizenship			•	
lanan				
Japan Post Office Address				
2-18-14 Fueta, Kamaku	ra-shi, Kanagawa-ken, I	Kanagawa 248-0027, Japan		
•				
Full name of second joint inventor	r, if any	•		
-			• •	
Keiko ICHIKAWA  Inventors signature			Date	
- 0	د/	NA.	1 15 115	
deiles Lon	.(cana		ron 25, 2005	
Residence		(7)		
Kanagawa-ken, Kanag	awa 251-0047. Japan	Jtx		
Citizenship	- Jones Jones			
•			•	
Japan		<u> </u>		
Post Office Address				
Marin tarası, nikarlıan	204 2-8-14 Teulido Eu	iiswa-shi Kananawa-ken k	Kanagawa 251-0047, Japa	
Marin-terasu-nibankan	201, 3-8-14 Tsujido, Fu	jiswa-shi, Kanagawa-ken, I	Kanagawa 251-0047, Japa	

حمد	Full name of third joint inventor, if any		
5-00	Yoshie NAGAHASHI		
+	Inventors signature Nagahashi		Date March 21. 2005
•	Residence		
	Kanagawa-ken, Kanagawa 252-0814, Japan	JPX	
	Citizenship		
	Japan		
	Post Office Address		
	Grand Hill Tenjin 207, 3-26-1 Tenjin-cho Fujisav	va-shi, Kanaqawa	-ken, Kanagawa 252-0814, Japan
٠٨	Full name of fourth joint inventor, if any		
400	Masaaki TAZOE		
•	Inventors signature		Date
	Inseaki Jane		August 25, 2005
	Residence	_	
	Kanagawa-ken, Kanagawa 235-0045, Japan	$\cup PX$	
•	Citizenship		
	Japan		
	Post Office Address		
	5-14-22 Yokodai, Isogo-ku, Yokohama-shi, Kan	agawa-ken. Kana	gawa 252-0814. Japan

(Supply similar information and signature for subsequent joint inventors)

Title 37, Code of Federal Regulations, § 1.56, duty to disclose information material to patentability (in part) provides, in part, that each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The Duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned.

Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.